

## REMARKS

The Examiner is thanked for the examination of the application. In view of the remarks that follow, the Examiner is respectfully requested to reconsider and withdraw the outstanding rejections.

Claims 1-20 are pending. By this Amendment, claims 1, 3, 4, 8, 10, 11, 14-16, and 20 are amended.

Claims 1, 5, 6, 8, 12, 14 and 17-20 have been rejected under 35 U.S.C. §102(b) over U.S. Patent No. 5,754,684 to Kim. Claims 2 and 9 have been rejected under 35 U.S.C. §103(a) over Kim in view of U.S. Patent No. 6,504,949 to Matsukubo et al. Claims 3, 4, 7, 10, 11 and 13 have been rejected under 35 U.S.C. §103(a) over Kim in view of U.S. Patent No. 4,813,078 to Fujiwara. Claims 15 and 16 have been rejected under 35 U.S.C. §103(a) over Kim in view of U.S. Patent No. 5,341,227 to Kumashiro. These rejections are respectfully traversed.

Applicant's amended independent claim 1 is directed to an image processing apparatus, including among other claimed features, a discriminator that discriminates whether or not a region that includes the target pixel is a character region in a halftone dot region based on the count result of the first counter and the count result of the second counter.

### **The Screen Dot Area of Kim is Equivalent to the Claimed Half Tone Dot**

In the Response to Arguments on page 2 of the December 29, 2009 Office Action, the Examiner asserts that the entire image of Kim is a half tone dot image containing screen dot areas or text areas. This assertion is respectfully traversed. The screen-dot area of Kim is equivalent to the half tone dot region. As shown in Tables 1 and 2 of Kim, the image contains screen dot picture, text, and non-screen

dot picture, or text area, screen dot area and non-screen dot area. Because the image contains non-screen dot pictures or non-screen dot areas, the entire image is not a half tone dot image.

Halftone is a technique to simulate continuous tone (an image in smoothly changing color) by use of dots having variable sizes and intervals. Halftone in claim 1 is a digital half toning achieved by use of a halftone screen. In a non-limiting example in Fig. 23 of Applicant's specification, the character "H" in a diagram (A) is not halftone but small dots in the background of "H" are halftone. These dots are constituted of "Isolation Points." A diagram (B) shows a lower right part of "H" in an enlarged view. Internal pixels of the character are filled in color without including any Isolation Points. By changing the sizes and intervals of the Isolation Points, an image in smoothly changing color can be reproduced. "Isolation Point" is also called Screen, which is derived from a printing technique. See also the attached Wikipedia article relating to Halftone by way of background.

Kim does not disclose a discriminator that discriminates whether or not a region that includes the target pixel is a character region in a halftone dot region based on the count result of the first counter and the count result of the second counter. Instead, Kim discloses discriminating a text area and a screen dot area. That is, Kim discloses determining that an area is either a text area or a screen dot area, and not a text area within a screen dot area. Kim discloses a text area detector 30 and a screen dot area detector 40. As shown in Table 2 of column 6, the final discrimination result is a text area, a screen dot area or a non-screen dot area.

Claim 1 recites discriminating whether or not a region that includes the target pixel is a character region in a half tone dot region. The screen dot area of Kim is

the same as the half tone dot image. As stated above, Kim discloses discriminating whether or not a region is either a text area or a screen dot area and not a text area within a screen dot area, the screen dot area being equivalent to a half tone dot image.

Independent claims 8 and 14 are allowable for at least the reasons discussed above with respect to independent claim 1.

The dependent claims are also allowable for at least the reasons discussed above as well as for the individual features they recite. For example, dependent claim 3 recites wherein the discriminator discriminates that a target pixel belongs to a character region in a halftone dot region in case that a count value of a first counter is smaller than a first threshold and account value of a second counter is greater than a second threshold.

The Office Action recognizes that Kim does not disclose a discriminator that discriminates a target pixel belonging to a character region in a halftone dot image in the case that the count value of the first counter is smaller than a first threshold and account value of the second counter is greater than the second threshold. The Office Action asserts that Fujiwara overcomes these deficiencies of Kim. However, Fujiwara discloses a counter for counting the number of binary dot characteristics that exist in a region. Kim discloses counting peak pixels. It is difficult to see how the Examiner proposes to replace the peak pixel counter in Kim with the counter of Fujiwara for counting the number of binary dot characteristics that exist in the region nor is it clear how any thresholds disclosed in Fujiwara relate to Kim. Simply substituting the thresholds as suggested by the Examiner in the Office Action would lead to an apparatus that does not include the features of Applicant's claimed

invention nor would it perform the function and method steps. In Fujiwara, the first threshold relates to the number of picture elements that trigger a recognition of a part of a character corresponding to the particular sub-region. The second threshold relates to the number of continuous boundary points which indicate a direction which relates to the recognition of a part of the character corresponding to the particular sub-region. It is unclear how substituting these results relate to either Kim or Applicant's claimed invention.

### **Counting Peak Pixels is not the Same as Counting Isolation Points**

Applicant's claim 20 is directed to an image processing apparatus. A halftone dot characteristic detecting section detects isolation points as a halftone dot characteristic indicative of a halftone dot in image data. A first counter counts the number of isolation points that exist in a first region including a target pixel from among isolation points detected by the halftone dot characteristic detecting section. An edge pixel detecting section detects a pixel belonging to an edge region based on image data. A second counter counts the number of edge pixels that exist in a second region including the target pixel from among edge pixels detected by the edge pixel detecting section. A discriminator discriminates whether or not a region that includes the target pixel is character region in a halftone dot region based on the count result of the first counter and the count result of the second counter.

As described in the Applicant's as-filed specification at paragraph [0070], the halftone dot region is characterized in that a large number of halftone dot characteristics exist but a small number of edges exist. In claim 20, a first counter counts the number of isolation points that exist in a first region including a target pixel from among isolation points detected by the halftone dot characteristic

detecting section. As an example, the number of isolation points that exist in a predetermined region are counted and the isolation point count value is compared to a reference value.

In contrast, as disclosed in Kim, a peak pixel detector detects a pixel which is the largest or smallest in comparison with peripheral pixels. Although a peak pixel may be an isolation point, the first counter in claim 20 counts the number of isolation points. A counter that counts the number of peak pixels would not be the same as a counter that counts the number of isolation points. For example, a counter that counts the largest pixels is not counting the smallest pixels.

For the reasons stated above, it is requested that this application be allowed.


In the event that there are any questions concerning this response, or the application in general, the Examiner is respectfully urged to telephone the undersigned attorney so that prosecution of the application may be expedited.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: June 21, 2010

By: \_\_\_\_\_



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